

**STATE PERSONNEL BOARD, STATE OF COLORADO**

Case No. 2001G056

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**ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR HEARING**

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MARK R. KEEGAN,

Complainant,

vs.

DEPARTMENT OF PUBLIC HEALTH & ENVIRONMENT,

Respondent.

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The State Personnel Board (the "Board") met in public session on Tuesday, May 15, 2001. During this public session, the Board reviewed the Preliminary Recommendation of the Administrative Law Judge in the above-captioned case.

As a preliminary matter, Board voted to strike Complainant's Request that the Board Reject the Preliminary Recommendation of the ALJ, which was filed on May 11, 2000. This order reflects the affirmative vote of the following Board members: Melanie Daly and Joyce Lottner. John Zakhem voted in opposition to the motion. Linda Siderius abstained from voting.

The Board voted to adopt the Preliminary Recommendation of the Administrative Law Judge and deny the petition for hearing. This order reflects the affirmative vote of the following Board members: Melanie Daly, Joyce Lottner, and John Zakhem. Linda Siderius abstained from voting.

Dated this \_\_\_\_\_ day of  
May, 2001.

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Melanie Daly  
Acting Board Chair

## **NOTICE OF APPEAL**

### **Each party has the following rights:**

1. To abide by the decision of the State Personnel Board; or
2. To appeal this decision to the Colorado Court of Appeals within 45 days pursuant to Section 24-4-106(11) C.R.S. (2000), as provided in Section 24-50-125.4(3), C.R.S. (2000).

*In the event the decision is appealed, the Board requests that a copy of the Notice of Appeal filed with the Court of Appeals also be filed with the State Personnel Board at: 1120 Lincoln Street, Suite 1420, Denver, CO 80203. Such will aide in the timely preparation of the record.*

## **CERTIFICATE OF MAILING**

This is to certify that on the \_\_\_\_\_ day of May, 2001, I placed true copies of the foregoing ORDER OF THE STATE PERSONNEL BOARD DENYING PETITION FOR HEARING and APPEAL RIGHTS in the United States mail, postage prepaid, addressed as follows:

Joel W. Cantrick  
Donald E. Lake  
Pendleton Friedberg Wilson & Hennessey, P.C.  
303 East 17th Avenue, Suite 1000  
Denver, CO 80203

and in the interagency mail to:

Stacy L. Worthington  
First Assistant Attorney General  
Employment Section  
1525 Sherman Street, 5<sup>th</sup> Floor  
Denver, CO 80203